

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division
Civil Division**

CAVOUR NDAM

Plaintiff,

v.

DEUTSCHE LUFTHANSA
AKTIENGESELLSCHAFT, *et al.*,

Defendants.

Civil Action No.: 1:21-cv-01258

**SIMEONE & MILLER, LLP'S MOTION FOR
LEAVE TO WITHDRAW AS COUNSEL**

The law firm of SIMEONE & MILLER, LLP moves for leave to withdraw their appearance as attorneys for Plaintiff Cavour Ndam, in connection with the above-entitled matter for the following reasons:

1. This case is brought pursuant to Article 33 of the Convention for the Unification of Certain Rules for International Carriage by Air (Montreal, May 28, 1999) (hereinafter the "Montreal Convention") and arises out of an accident on an international flight that occurred on November 24, 2019 in which Plaintiff was injured aboard Lufthansa Airlines Flight LH414.
2. Plaintiff and SIMEONE & MILLER, LLP have irreconcilable differences.
3. Pursuant to the United States District Court for the Eastern District of Virginia Local Rule 83.1 and Rule 1:16 of the Virginia State Bar Rules of Professional Conduct, SIMEONE & MILLER, LLP is seeking to withdraw from this case.

4. SIMEONE & MILLER, LLP provided Plaintiff with reasonable notice of its intent to withdraw from its representation per Local Rule 83.1.

5. This withdrawal is also permitted by Rule 1:16 of the Virginia State Bar Rules of Professional Conduct.

6. Plaintiff's counsel is willing to further elucidate the irreconcilable differences at the bench outside the presence of defense counsel.

7. Defendant consents to this withdrawal.

WHEREFORE, Plaintiff Cavour Ndam's counsel, SIMEONE & MILLER, LLP respectfully requests that the court withdraw its appearance as counsel for Plaintiff Cavour Ndam.

Dated: July 29, 2022

RESPECTFULLY SUBMITTED

/s/ Michael C. Robinett

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mrobinett@simeonemiller.com
Counsel for Plaintiff

Local Rule 7(e) Certification

I hereby certify that I conferred with opposing counsel in this matter and it was agreed that we would submit this petition without oral argument.

/s Michael C. Robinett

Michael C. Robinett

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**MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF
SIMEONE & MILLER, LLP'S MOTION FOR
LEAVE TO WITHDRAW AS COUNSEL**

1. United States District Court for the Eastern District of Virginia Local Rule 83.1
2. Rule 1:16 of the Virginia State Bar Rules of Professional Conduct
3. The discretion of this court.

Dated: July 29, 2022

RESPECTFULLY SUBMITTED

/s/ Michael C. Robinett

Michael C. Robinett, #91707

1130 Connecticut Ave., NW

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mrobinett@simeonemiller.com

Counsel for Plaintiff

Certificate of Service

I hereby certify that on July 29, 2022, I caused a true and exact copy of the foregoing to be sent via electronic filing on:

Johnathan M. Stern
Schnader Harrison Segal & Lewis LLP
1750 K Street, NW
Suite 1200
Washington, DC 20006
(202) 419-4202
JStern@Schnader.com
Counsel for Defendant

And

I hereby certify that on July 29, 2022, I caused a true and exact copy of the foregoing to be sent via Federal Express and electronic mail to:

Cavour Ndam
2720 S Arlington Mill Drive
Unit 814
Arlington, VA 22206
cavourr@yahoo.fr
Plaintiff

/s Michael C. Robinett
Michael C. Robinett